



EB-2008-0324

**NOTICE OF APPLICATION
AND
NOTICE OF WRITTEN HEARING**

**GAS FRANCHISE FOR
CORPORATION OF THE TOWNSHIP OF PERRY**

Union Gas Limited (the “Applicant”) has filed an application dated October 10, 2008 with the Ontario Energy Board (the “Board”) under the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, s.9 for an order of the Board approving the terms and conditions upon which and the period for which the Corporation of the Township of Perry is, by by-law to grant to the Applicant the right to construct and operate works for the distribution, transmission and storage of natural gas and the right to extend or add to the works in the Township of Perry. The Applicant has also applied for an order of the Board declaring and directing that the assent of the electors of the Municipality to the by-law is not necessary. The Board has assigned file number EB-2008-0324 to the application.

The Applicant is presently serving the Corporation under the authority of a Certificate of Public Convenience and Necessity (E.B.C. 191) and has a franchise agreement, (E.B.A. 581), which expires December 20, 2009.

The application will be decided by the Manager, Facilities Applications, who has been delegated this authority pursuant to section 6 of the *Ontario Energy Board Act*, 1998, S.O. 1998, c.15 (Schedule B). The Manager, Facilities Applications does not intend to provide for an award of costs when deciding this application.

Copies of the application are available for inspection at the Board's office, the Applicant's head office, the Applicant's regional office and the office of the Corporation of Township of Perry, at the addresses indicated below.

The Board intends to proceed with the application by way of a written hearing unless a party satisfies the Board that there is a good reason for not holding a written hearing. If you object to the Board holding a written hearing in this matter, you must provide written reasons why an oral hearing is necessary. Any submissions objecting to a written hearing must be received by the Board within 7 days of the publication date of this Notice.

If you wish to participate in the written hearing, you must forward three copies of your written submissions to the Assistant Secretary of the Board and one copy to the applicant at the addresses below. All submissions must be received no later than 14 days after the publication date of this Notice. If the Applicant wishes to respond to the written submissions, such response must be received by the Board no later than 21 days after the publication date of this Notice. All submissions must quote file no. EB-2008-0324, clearly state the sender's name and address, and be received by the Board Secretary by 4:45 p.m. on the required dates.

IF YOU DO NOT FILE A WRITTEN SUBMISSION OBJECTING TO A WRITTEN HEARING OR DO NOT PARTICIPATE IN THE HEARING BY FILING WRITTEN SUBMISSIONS IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THIS PROCEEDING.

Addresses

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 26th Floor
Toronto ON M4P 1E4

Attn: Ms. Kirsten Walli
Board Secretary

Tel: 1-888-632-6273 (toll free)
Fax: 416-440-7656

The Corporation of
the Township of Perry
90 Old Government Rd.
Emsdale ON P0A 1J0

Attn: Ms. Brenda J. Fraser
Clerk/Administrator

Tel: 705-636-5941
Fax: 705-636-5759

Union Gas Limited (Head Office)
50 Keil Drive North
Chatham ON N7M 5M1

Attn: Mr. Patrick McMahon
Manager, Regulatory Research
and Records

Tel: 519-436-5325
Fax: 519-436-4641

Union Gas Limited
36 Charles St. E.
North Bay ON P1B 8K7

Attn: Mr. Doug French
District Manager, Northeast

Tel: 705-475-7914
Fax: 705-475-7922

DATED at Toronto October 28, 2008

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary